IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

WRIT PETITION (L) NO. 1136 OF 2006

Zainul Abedian Lala .....Plantiffs.

vs.

State of Maharashtra

and anr. .....Defendants.

R.C. Shah a/w. G.C. Singh for the petitioner.

V.M. Bharadwaj for respondent no.5.

Deepa Chavan i/by. Pankaj Kansara

for respondent no.7.

Sanjay Jain i/by. K.D. Shah

for respondent no.8.

CORAM: S.U. KAMDAR, J.

DATED: 5TH MAY, 2006.

P.C. :

. Not on Board. By consent of the parties taken on board and called out.

2. The present petition is challenging the order dated 27.4.2006. The petitioner is claiming to be the lessee of the portion of the land through the respondent no. 5 and 6. The proceedings are pending before the Deputy Director of Land Revenue Record pursuant to my order dated 20.3.2006 passed in W.P. No. 2892 of 2005 and W.P. (L) No. 485 of 2006. In view of the fact that the petitioners in the present case is claiming the interest through a registered lease, it is necessary that they should also be heard before the authorities. Accordingly the impugned order dated 27.4.2006 is quashed and set aside and the Deputy Director, Land and Revenue Record, Konkan Division is directed to permit the petitioner to file written arguments and hear the petitioner also. However the petitioner undertakes to this court that he will not apply for any adjournment in the matter before the respondent no.2.

sd/-

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